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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN JOSE DIVISION

UNITED STATES OF AMERICA,	)	No. CR 08-00198 JW
	)	
Plaintiff,	)	STIPULATION AND [PROPOSED]
	)	ORDER EXCLUDING TIME FROM
v.	)	MARCH 27, 2008 TO APRIL 28, 2008
	)	FROM THE SPEEDY TRIAL ACT
JOSE BRAVO-AGUILAR,	)	CALCULATION (18 U.S.C. §
	)	3161(h)(8)(A))
Defendant.	)	
	)	
	)	

The parties stipulate that the time between March 27, 2008 and April 28, 2008 is excluded under the Speedy Trial Act, 18 U.S.C. §3161, and agree that the failure to grant the requested continuance would unreasonably deny defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence, and including defense counsel's examination of the defendant's alien file. Finally, the parties agree that the ends of justice served by granting the requested continuance outweigh the best interest of the public, and the defendant

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1 in a speedy trial and in the prompt disposition of criminal cases, 18 U.S.C. §3161(h)(8)(A).

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3 DATED: March 28, 2008

JOSEPH P. RUSSONIELLO  
United States Attorney

4  
5 /s/  
6 BENJAMIN T. KENNEDY  
Assistant United States Attorney

7  
8 /s/  
9 LARA VINNARD  
Assistant Federal Public Defender

**ORDER**

Based upon the stipulation of the parties, and for good cause shown, the Court HEREBY ORDERS that the time between March 27, 2008 and April 28, 2008 is excluded under the Speedy Trial Act, 18 U.S.C. §3161. The court finds that the failure to grant the requested continuance would unreasonably deny defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence, and including defense counsel's examination of the defendant's alien file. Furthermore, the Court finds that the ends of justice served by granting the requested continuance outweigh the best interest of the public and the defendant in a speedy trial and in the prompt disposition of criminal cases. The court therefore concludes that this exclusion of time should be made under 18 U.S.C. §3161(h)(8)(A).

IT IS SO ORDERED.

DATED:

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RICHARD SEEBORG  
UNITED STATES MAGISTRATE JUDGE